



# MINUTES

## HOUSE REVENUE AND TAXATION STANDING COMMITTEE

Monday, March 11, 2019 | 2:00 p.m. | 445 State Capitol

**Members Present:**

Rep. Robert M. Spendlove, Chair  
Rep. Kyle R. Andersen  
Rep. Stewart E. Barlow  
Rep. Joel K. Briscoe  
Rep. Steve Eliason  
Rep. Ken Ivory  
Rep. Stephanie Pitcher  
Rep. Rex P. Shipp  
Rep. Andrew Stoddard

Rep. Mark A. Strong  
Rep. Norman K. Thurston

**Members Absent:**

Rep. Tim Quinn, Vice Chair  
Rep. Jefferson Moss  
Rep. Douglas V. Sagers

**Staff Present:**

Mr. Alex R. Janak, Policy Analyst  
Ms. Linda Service, Session Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Chair Spendlove called the meeting to order at 2:41 p.m.

### 1 . H.B. 374 Modifications to Education Funding (*Thurston, N.*)

Rep. Thurston introduced the bill assisted by Ms. Victoria Ashby, attorney, Office of Legislative Research and General Counsel.

Ms. Angie Stallings, Deputy Superintendent of Policy, Utah State Board of Education, spoke for the bill.

Mr. Austin Cox, Our Schools Now, spoke against the bill.

Mr. Jay Blain, Utah School Boards Association, spoke to the bill.

Mr. McKay Jensen, Utah School Boards Association, spoke to the bill.

Ms. Rita Heagren, American Federation of Teachers, Utah, spoke to the bill.

**MOTION:** Rep. Briscoe moved to amend H.B. 374 with Amendment #1. The motion passed with a vote of 11 - 0 - 3.

Amendment 1  
H.B. 374

- 1. Page 1, Lines 19 through 21:
- 19 Other Special Clauses:
- 20 {None} This bill provides a coordination clause.
- 21 Utah Code Sections Affected:

- 2. Page 1, Lines 26 through 27:
- 26 ENACTS:
- 27 53G-7-217, Utah Code Annotated 1953
- Utah Code Sections Affected by Coordination Clause:
- 53G-2-217, Utah Code Annotated 1953

- 3. Page 8, Line 229:
- 229 (2) allow for public comment on the proposed use of the funds.
- Section 4. Coordinating H.B. 374 with S.B. 149 – Substantive amendment.

If this H.B. 374 and S.B. 149, Teacher and Student Success Act, both pass and become law, it is the intent of the Legislature that the Office of Legislative Research and General Counsel, when preparing the Utah Code Database for publication, not enact Section 53G-7-217.

Yeas-11

Rep. K. Andersen  
Rep. S. Barlow  
Rep. J. Briscoe  
Rep. S. Eliason  
Rep. K. Ivory  
Rep. S. Pitcher  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. A. Stoddard  
Rep. M. Strong  
Rep. N. Thurston

Nays-0

Absent-3

Rep. J. Moss  
Rep. T. Quinn  
Rep. D. Sagers

**MOTION:** Rep. Briscoe moved to amend H.B. 374 with Amendment #2. The motion passed with a vote of 10 - 1 - 3.

Amendment 2  
H.B. 374

1. Page 3, Line 69:

69 (ii) the total cost to the basic school program to increase the WPU value by ~~{3}~~ 4 % over

2. Page 6, Line 171:

171 (ii) the total cost to the basic school program to increase the WPU value by ~~{3}~~ 4 % over

Yeas-10

Rep. K. Andersen  
Rep. S. Barlow  
Rep. J. Briscoe  
Rep. S. Eliason  
Rep. K. Ivory  
Rep. S. Pitcher  
Rep. R. Spendlove  
Rep. A. Stoddard  
Rep. M. Strong  
Rep. N. Thurston

Nays-1

Rep. R. Shipp

Absent-3

Rep. J. Moss  
Rep. T. Quinn  
Rep. D. Sagers

**MOTION:** Rep. Eliason moved to pass H.B. 374 out favorably as amended. The motion passed with a vote of 9 - 2 - 3.

Yeas-9

Rep. K. Andersen  
Rep. S. Barlow  
Rep. J. Briscoe  
Rep. S. Eliason  
Rep. K. Ivory  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. M. Strong  
Rep. N. Thurston

Nays-2

Rep. S. Pitcher  
Rep. A. Stoddard

Absent-3

Rep. J. Moss  
Rep. T. Quinn  
Rep. D. Sagers

**2 . S.B. 177 Scholarships for Special Needs Students (Fillmore, L.)**

S.B. 177 was not discussed.

**3 . 2nd Sub. S.B. 179 Truth in Taxation Amendments (Fillmore, L.)**

Sen. Fillmore introduced the bill.

Mr. LeGrand Bitter, Utah Association of Special Districts, spoke for the bill.

Mr. Blain spoke for the bill.

Ms. Mary Nielson, Utah School Boards Association and Juab School District, spoke for the bill.

Mr. Rusty Cannon, Utah Taxpayers Association, spoke for the bill.

**MOTION:** Rep. Shipp moved to replace 2nd Substitute S.B. 179 with 3rd Substitute S.B. 179. The motion passed with a vote of 10 - 0 - 4.

Yeas-10

Rep. K. Andersen  
Rep. S. Barlow  
Rep. J. Briscoe  
Rep. S. Eliason  
Rep. K. Ivory  
Rep. S. Pitcher  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. A. Stoddard  
Rep. M. Strong

Nays-0

Absent-4

Rep. J. Moss  
Rep. T. Quinn  
Rep. D. Sagers  
Rep. N. Thurston

**MOTION:** Rep. Shipp moved to amend 3rd Substitute S.B. 179 with Amendment #1. The motion passed with a vote of 10 - 0 - 4.

Amendment 1  
3rd Sub. S.B. 179

1. Page 1, Lines 20 through 23:

20     ▸ prohibits a taxing entity from holding a public hearing to discuss a proposed tax rate  
21 increase on the same date as another public hearing, other than a taxing entity's  
22 budget hearing, a local district's or special service district's fee hearing, or a city's or town's  
23 enterprise {~~zone~~} fund hearing.

2. Page 9, Lines 261 through 267:

261     (ii) A taxing entity may hold the following hearings on the same date as a public  
262 hearing described in Subsection (3)(a)(v) or (4)(b):

263     (A) a budget hearing;

264     (B) if the taxing entity is a local district or a special service district, a fee hearing  
265 described in Section 17B-1-643; {~~or~~}

266     (C) if the taxing entity is a town, an enterprise fund hearing described in Section  
267 10-5-107.5{~~-~~}; or

(D) if the taxing entity is a city, an enterprise fund hearing described in Section 10-6-135.5.

Yeas-10

Rep. K. Andersen  
Rep. S. Barlow  
Rep. J. Briscoe  
Rep. S. Eliason  
Rep. K. Ivory  
Rep. S. Pitcher  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. A. Stoddard  
Rep. M. Strong

Nays-0

Absent-4

Rep. J. Moss  
Rep. T. Quinn  
Rep. D. Sagers  
Rep. N. Thurston

**MOTION:** Rep. Eliason moved to pass 3rd Substitute S.B. 179 out favorably as amended. The motion passed with a vote of 10 - 0 - 4.

Yeas-10

Rep. K. Andersen  
Rep. S. Barlow  
Rep. J. Briscoe  
Rep. S. Eliason  
Rep. K. Ivory  
Rep. S. Pitcher  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. A. Stoddard  
Rep. M. Strong

Nays-0

Absent-4

Rep. J. Moss  
Rep. T. Quinn  
Rep. D. Sagers  
Rep. N. Thurston

**MOTION:** Rep. Strong moved to adjourn. The motion passed with a vote of 10 - 0 - 4.

Yeas-10

Rep. K. Andersen  
Rep. S. Barlow  
Rep. J. Briscoe  
Rep. S. Eliason  
Rep. K. Ivory  
Rep. S. Pitcher  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. A. Stoddard  
Rep. M. Strong

Nays-0

Absent-4

Rep. J. Moss  
Rep. T. Quinn  
Rep. D. Sagers  
Rep. N. Thurston

Chair Spendlove adjourned the meeting at 3:33 p.m.